

All the severall
ORDINANCES
AND
ORDERS

OF THE
LORDS and COMMONS

Assembled in PARLIAMENT:

For the speedy establishing of a

Court Martiall

Within the Cities of *London, Westminster,* or
Lines of Communication.

Together with the names of such Commissioners as
are appointed for the Execution thereof.

Die Sabbati 17. August. 1644.

Ordere*d by the Lords in Parliament assembled, that
this Ordinance of Martiall Law be printed accor-
ding to the Originall, and forthwith published.*

Ioh. Browne Cler. Parliamentorum.

*London printed for Iohn Wright, in the old Bayley.
August 19. 1644.*



Die Veneris 16. Aug. 1644.

*An Ordinance of the Lords and Commons
assembled in Parliament, for execution of
Martiall Law, to continue for the space
of foure moneths.*



BE it Ordained by the Lords and
Commons assembled in Parliament,
and by Authority of the same, That
Robert Earle of Essex, Captaine Ge-
nerall of the Forces raised by the Authority of
Parliament, Algernon Earle of Northumberland,
Henry Earle of Kent, Philip Earle of Pembroke,
William Earle of Salisbury, Oliver Earle of Bulling-
brook, Edward Earle of Manchester, Basil Earle of
Denbigh. William Lord Viscount Say and Seale,
Philip Lord Wharton, Dudley Lord North, William
Lord Grey of Werk, John Lord Roberts, Philip
Lord Lisle, Sir William Waller, Sir Arthur Hasle-
rig, Sir John Corbet, Sir John Bamfield, Sir Hen-
ry

ry Heyman, Colonell Alexander Popham, Colonell Stapeley, Colonell Whitehead, Col. Morley, Col. Purefoy, Col. Ven, Edward Baynton Esquire, Col. William Iephlon, Colonell Alexander Rigby, Thomas Arundell Esquire, Serieant Maior Generall Skippon, Sir Nathaniel Brent, Doctor Thomas Eden, Iohn Bradshav Esquire, William Steele Esquire, Sir Iames Harrington, Colonell Brown, Colonell West, Colonell Charles Fleetwood, Col. William Strode, Col. Turner, Col. Manwaring, Col. Whitchcore, Col. Pyndar, Lieutenant Col. Welden, Lieutenant Col. Vnderwood, Lieutenant Col. Wilson, Maior Salloway, Maior Tichborn, Col. Humphrey, Col. Player, Col. Prince, Col. Harsnet, Maior Camfield, William Molins, Col. Owen, Lieutenant Col. Web, Lieutenant Col. Bradley, or any twelve or more of them, whereof such of the Members of either House of Parliament, as have Commissions and commands in any of the Armies or Garrisons, and Sir Nathaniel Brent alwaies to be Thre, shall be Commissioners, and shall have full power and authority to hear and determine all such causes as belong to Military cognizance, according to the Articles in this present Ordinance mentioned: And to proceed to the Tryall, Condemnation, and execution of all offenders against the said Articles, and

to inflict upon the Offenders such punishment, either by Death or otherwise corporally, as the said Commissioners or the major part of them then present shall iudge to appertain to Justice, according to the nature of the Offence, and Articles here insuing:

I. **N**O person or persons whatsoever, shall from henceforth voluntarily repaire or go from the Cities of *London* and *Westminster*, or from any other parts of the Kingdome, under the power of the Parliament, unto the person of the King or Queene, or Lords of the Counsell abiding with him, or her, or to any Commander or Officer of the Kings Army, or shall give or hold any Intelligence by Letters, Messages, or otherwise, with any in Armes against the Parliament, without consent of both Houses of Parliament, or the Committee appointed by Ordinance of Parliament, for managing the war, the Lord Generall of the forces raised by the two Houses, or from the respective Officers that shall command in chiefe any of the said forces, upon paine of death, or other Corporall punishment at discretion.

II. Whosoever hath, or shall plot, contrive, or endeavour the betraying, surrendring, or yeelding up to the Enemy, or hath, or shall, contrary to the rules of Warre, surrender, yeeld. up or betray any Cities, Towns,
Forts.

Forts, Magazines, or forces which now are, or hereafter shall be under the power of the Parliament, shall be punished with death.

III. No person or persons whatsoever not under the power of the Enemy, shall voluntarily relieve any person being in Armes against the Parliament, knowing him to have beene so in Armes, with any Money, Victuals, or Ammunition, upon paine of death or other corporall punishment at discretion, or shall voluntarily and knowingly harbour or receive any being in Armes as aforesaid, upon paine of punishment at discretion.

IV. No Officer or Souldier shall make any mutinous Assemblies, or be assisting thereunto, upon paine of death.

V. No Guardian or Officer of any prilon, shall wilfully suffer any prisoner of War to escape under paine of death, or negligently under paine of imprisonment, and further punishment at discretion.

VI. Whosoever shall voluntarily take up Armes against the Parliament, having taken the Nationall Covenant, shall die without mercy.

VII. Whatsoever Officer or Commander, hath, or shall desert their trust, and adheare to the enemy, shall dye without mercy.

And it is hereby further Ordained by the Authority aforesaid, that the said Commissioners,

or any twelve or more of them, Whereof such
 of the Members of either House of Parliament
 as have Commissions and Commands in any
 of the Armies or Garrisons, and Sir Nathaniel
 Brent, alwaies to be three, shall be authorized
 from time to time so often as they shall thinke fit,
 or shall be ordered thereunto by both or either
 House of Parliament, to sit in some convenient
 place within the cities of London, Westminster,
 or Lines of Communication, and to appoint a
 Judge Advocate, a Provost-Martiall, and all
 other Officers needfull. And it is hereby fur-
 ther Ordained, that all Mayors Sheriffs Ju-
 stices of Peace, Constables, Bailiffes, and
 other Officers shall be aiding and assisting to
 the said Commissioners in the execution of the
 Premises, and that the said Commissioners,
 and every of them, and all and every other per-
 son and persons, that shall be aiding and as-
 sisting to them in the execution of the Premises,
 shall be saved harmlesse and indemnified for
 what they shall doe therein by authority of
 Parliament, provided nevertheless that no
 Member of either Houses of Parliament, or As-
 sistants of the House of Peeres shall be question-
 ed, or tryed before the Commissioners appointed
 by vertue of this present Ordinance, Without
 assent

assent and leave first had and obtained of both Houses of Parliament.

And be it also provided, that this present Ordinance, and the authority hereby given, and appointed to the persons hereby nominated, shall endure and have continuance for foure moneths from the making hereof.

Provided that this Ordinance for any offence hereafter to be committed shall not take place, or be of force untill eight daies after the publication hereof, any thing in this Ordinance to the contrary notwithstanding.

Die Iovis 29. August 1644.

V Whereas by an Ordinance of the Lords and Commons in Parliament assembled, for the establishing of a Court Martiall, amongst other things, it is ordained, That the persons therein nominated, or any twelve or more of them, whereof such of the Members of either House of Parliament as have Commissions and Commands in any of the Armies or Garrisons, and Sir Nathaniel Brent alwayes to be three, shall be Commissioners.

Be it now Ordained, That the said Clause shall be amended and established in manner following: that is to say, That any twelve or more of the persons in the forementioned Ordinance named, whereof the Members of either House of Parliament and Sir Nathaniel Brent,

Brent, or three of them alwayes to be present, shall be Commissioners to doe all and every thing and things as in and by the said Ordinance is limited & appointed.

Die Lunæ, 16. Septemb. 1644.

Resolved by the Lords and Commons in Parliament assembled, That one of the Articles for the Commissioners of Martiall-law shall be, to have power, and are hereby authorised to proceed against such Officers and Souldiers as have departed, or shall depart from their Colours without leave, according to my Lord Generals Articles.

And further ordered, that the Committee for the Militia have notice of this Order, who are hereby enjoyned to give directions to the severall Courts of Guards, to apprehend such of the said Officers and Souldiers as they come to the Courts of Guards. And this Order is to be printed and published.

Ordred and Declared by the Lords and Commons, That all Officers and Souldiers that are in & about the Cities of London and Westminster, and are under, or have command abroad, and doe not depart the same by Friday next, and goe to their severall Colours and Charges, shall be proceeded against by the Commissioners for Martiall-law, according to my Lord Generals Articles, who have power hereby to proceed against them accordingly, (excepting against such as are to attend by Order of Parliament.

The Committee of the Militia is hereby Ordered, to publish this Order forthwith upon beat of Drum.

Joh. Browne Cler. Parliamentorum.

~~Printed by~~
~~for~~

Die



Die Sabbathi, 5. Octob. 1644.



It is this day Ordered by the Lords and Commons in Parliament assembled, That all such Officers as are in the pay of the Parliament, that are come from their Charge, and shall not quit the Towne by Tuesday next, and repaire to their respective Charges, unlesse they be here by the leave of their Commander in chiefe, upon the place, or shall attend by any Order of Parliament: shall have their Pay checqued, and lose their Arreares: and the respective Treasurers and Commissioners are to take notice hereof, as they will answer the contrary.

Ordered by the Lords and Commons, That all such Souldiers as are entertained, and in the pay of any Army raised by Authority of Parliament, that shall quit that Army, and take pay and entertainment in another Army, shall be punished by death: and that all Officers that shall knowingly entertaine any Souldiers of another Army, shall be liable to such punishment as the Commissioners for Martiall Law shall think fit: The Commissioners for Martiall Law are to take care of the execution of this Order.

Job. Brown Cler. Parliamentorum.

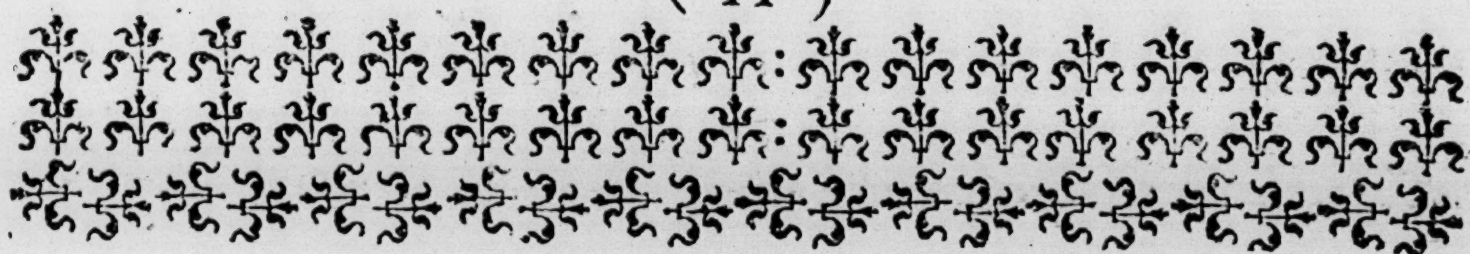


Die Sabbathi, 12. Octob. 1644.

IT is this day Ordered by the Lords and Commons in Parliament assembled, That it be referred to the Commissioners of Martiall Affaires, to take notice of such Commanders and Souldiers of the City Brigade, now upon advance, as shall not forthwith march to their Rendezvouz, being entred into the Pay and Entertainment of the State, and to proceed against them by Martiall Law, according to the Lord Generals Articles in that behalfe. It is further Ordered, that the Committee of the MILITIA be acquainted with this Order, and that they take their care that the Commanders and Souldiers do forthwith march to their Rendezvouz.

Joh. Brown Cler. Parliamentorum.

The



The Lord GENERALLS Articles of
Warre, unto which the afore-mentioned
Ordinances do referre: viz.

I.

NO Souldier shall depart from his Captain, nor Servant from his Master, without license, though he serve still in the Army, upon pain of death.

II.

No man shall depart a mile out of the Army or Camp without license, upon paine of death.

III.

No man shall faile wilfully to come to the Rendezvouz or Garrison appointed him by the Lord Gencrall, upon pain of death.

IV.

No man that is enrolled, shall depart from the Army or Garrison, or from his Colours, without License, upon paine of death.

V.

A Captain, or Officer, non-resident in the place assigned him for Garrison, without license, shall have one Moneths pay defaulted for the first Offence, and two Moneths for the second: upon the third Offence he shall be discharged of his Command.



Die Martis, 15. Octob. 1644.

IT is this day Ordered by the Lords and Commons in Parliament Assembled, That the severall Ordinances of the 16. and 29. of August last, for the establishing of a Court Martiall, and of the 16. of September last, and 5. and 12. of this instant October, enlarging the power of the Commissioners in such sort as is therein mentioned; as also such of the Lord Generalls Articles of Warre touching Officers and Souldiers, whereto the said Ordinance of the 16. of September doth referre, shall be forthwith published by Sound of Trumpet, and Beat of Drum, and distinctly and audibly read in such severall places within the Cities of London and Westminster, and Lines of Communication, as the Commissioners for Martiall Law shall think fit, who are to take care of the Execution of this Order: And all Officers, and Souldiers, and all other Persons whom the said Lawes and Ordinances doe or may in any wise concerne are hereby strictly enjoyned and required to take notice of them, for the avoiding of the Offences and Penalties therein contained, as they love themselves, and at their utmost perills.

And it is Ordered, that this present Ordinance, and the other of the 29. of August, and 16. of September, herein mentioned, shall be forthwith printed and published.

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Joh. Brown Cler. Parliamentorum.

F I N I S.

